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9 UNITED STATES DISTRICT COURT

10 DISTRICT OF NEVADA

11 JASON KIBBEE, individually and on  
behalf of all and others similarly  
12 situated,

13 Plaintiff,

14 v.

15 SMITH-PALLUCK ASSOCIATES  
CORP., d/b/a LAS VEGAS ATHLETIC  
16 CLUBS,

17 Defendant.

Case No. 2:18-cv-01848-APG-GWF

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT TO  
RESPOND TO PLAINTIFF'S FIRST  
AMENDED COMPLAINT**

**(First Request)**

18 Plaintiff Jason Kibbee ("Plaintiff") and Defendant Smith-Palluck Associates  
19 Corp., d/b/a Las Vegas Athletic Clubs ("Defendant")<sup>1</sup> stipulate and agree that  
20 Defendant has up to and including January 14, 2019 to respond to Plaintiff's First  
21 Amended Complaint (ECF No. 16), to provide time to investigate Plaintiff's allegations  
22 and for Defendant to prepare a response.

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24 *[Continued on the following page.]*  
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28 <sup>1</sup> By filing this Stipulation, Defendant is not waiving any defense, affirmative or  
otherwise, it may have in this matter.

1 This is the first request for an extension of time to respond to Plaintiff's First  
2 Amended Complaint (ECF No. 16), and it is made in good faith and not for purposes of  
3 delay.

4 DATED this 12th day of December, 2018.

5 KNEPPER & CLARK LLC

BALLARD SPAHR LLP

6 By: /s/ Miles N. Clark

By: /s/ Stacy H. Rubin

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**ORDER**

IT IS SO ORDERED:

  
UNITED STATES MAGISTRATE JUDGE

DATED: 12/14/2018